

BILL NO. S-69-03-19

SPECIAL ORDINANCE NO. S- 225-69

AN ORDINANCE approving Sewer Agreement between NIEMEYER CORPORATION and the City of Fort Wayne for the construction of Sewer Extension for Lake Forest Extended.

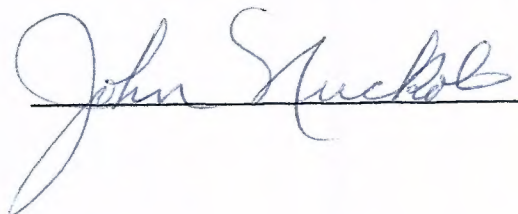
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Sewer Agreement approved March 13, 1969, between the City of Fort Wayne, Indiana, by and through its Mayor and Board of Public Works, and NIEMEYER CORPORATION, for the construction of Sewer Extension for Lake Forest Extended, for a total cost to be paid by said Niemeyer Corporation, all as more particularly set forth in said Agreement, which is on file in the office of the Board of Public Works and is by reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. Niemeyer Corporation, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by it, or hereafter served by said sewer or any extension thereof.

Any owner or owners of land which is now or hereafter located outside the corporate limits of City who connected into the sewer constructed hereunder shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation of such land or the territory in which it is located or of the area served by said sewer.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

Bill No. S-69-03-19

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance
approving Sewer Agreement between NIEMEYER CORPORATION and the City of Fort Wayne
for the construction of Sewer Extension for Lake Forest Extended,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

JOHN NUCKOLS, Chairman

EDWIN J. ROUSSEAU, Vice-Chairman

THOMAS G. ADAMS

CELIA ANN FAY

JOHN H. ROBINSON

John Nuckols
Edwin J. Rousseau
Thomas G. Adams
Celia Ann Fay
John H. Robinson

CONCURRED IN
DATE 4-8-69 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Nuckols seconded by Rousseau and duly adopted, read the second time by title and referred to the (Committee on) Public Works ~~(and to the City Plan Commission for recommendation)~~ (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock _____ P.M., E.S.T.

Date: 3-25-69

Thad A. Bonahoom
City Clerk

Read the third time in full and on motion by Nuckols seconded by Geake and duly adopted, placed on its passage.
Passed ~~(LOST)~~ by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	____	to-wit:
Adams	<u>✓</u>							
Dunifon	<u>✓</u>							
Fay	<u>✓</u>							
Geake	<u>✓</u>							
Nuckols	<u>✓</u>							
Robinson	<u>✓</u>							
Rousseau	<u>✓</u>							
Steigerwald	<u>✓</u>							
Tipton	<u>✓</u>							

Date 4-8-69

Thad A. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)(General)(Annexation)(Special)(Appropriation)~~ Ordinance ~~(Resolution)~~ No. 5-225-69 on the 8th day of April, 1969.

ATTEST: (SEAL)

Thad A. Bonahoom
City Clerk

Herbert H. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of April, 1969 at the hour of 8:30 o'clock A.M., E.S.T.

Thad A. Bonahoom
City Clerk

Approved and signed by me this 9th day of April, 1969, at the hour of 9:28 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor